



I hereby certify that this communication is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 4, 2004

Signature:

Roger A. Herbermann
(Roger A. Herbermann)

Docket No.: 06005/35530
(PATENT)

#51A
CD
2/26/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

HAVEKOST et al.

Application No.: 09/777,225

Art Unit: 2184

Filed: February 5, 2001

Examiner: C. S. McArthur

For: **HIERARCHICAL FAILURE MANAGEMENT
FOR PROCESS CONTROL SYSTEMS**

RECEIVED

FEB 17 2004

Technology Center 2100

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated November 4, 2003 (Paper No. 4), please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on Page 2 of this paper.

Remarks/Arguments begin on Page 9 of this paper.